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7                   UNITED STATES DISTRICT COURT  
8                   WESTERN DISTRICT OF WASHINGTON  
9                   AT SEATTLE

10                   ASHLEY POPA,

CASE NO. C23-0294JLR

11                   Plaintiff,

ORDER

12                   v.

13                   PSP GROUP, LLC, et al.,

14                   Defendants.

15                   On October 24, 2023, the court granted Defendant PSP Group, LLC’s (“PSP”)  
16 motion to dismiss Plaintiff Ashley Popa’s first amended complaint. (10/24/23 Order  
17 (Dkt. # 67).) The court concluded that Ms. Popa failed to plausibly allege that she  
18 suffered a cognizable injury-in-fact and, as a result, she had not demonstrated that she  
19 had Article III standing to pursue her claims. (*Id.* at 5-13.) Thus, the court dismissed Ms.  
20 Popa’s claims without prejudice for lack of subject matter jurisdiction. (*Id.* at 13). The  
21 court granted Ms. Popa leave to amend based on its conclusion that it was possible that  
22 she might be able to cure the deficiencies in her complaint. (*Id.*)

1 Ms. Popa did not, however, amend her complaint. (*See generally* Dkt.) Instead,  
2 on November 22, 2023, she filed a notice of election to stand on her first amended  
3 complaint and request for entry of a final order in this case. (Notice (Dkt. # 69).) Ms.  
4 Popa informed the court that she intended to stand on the allegations in her first amended  
5 complaint and asked the court to enter a final order dismissing this case so that she may  
6 file an appeal. (*Id.*) On November 27, 2023, the court ordered PSP and Defendant  
7 Microsoft Corporation (“Microsoft”) to show cause why the court should not grant Ms.  
8 Popa’s request. (11/27/23 Order (Dkt. # 70) at 2.) PSP and Microsoft timely filed a joint  
9 response in which they state that they “do not object to the court issuing a final order and  
10 judgment of dismissal in accordance with Ms. Popa’s request.” (Resp. (Dkt. # 71) at 1.)

11 Accordingly, the court GRANTS Ms. Popa’s request for entry of a final order and  
12 judgment of dismissal (Dkt. # 69) and DISMISSES this matter without prejudice for lack  
13 of standing for the reasons set forth in its October 24, 2023 order (Dkt. # 67).

14 Dated this 1st day of December, 2023.

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JAMES L. ROBART  
United States District Judge